

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

WAYMO LLC,

Plaintiff,

vs.

Case No.

UBER TECHNOLOGIES, INC.;

3:17-cv-00939-WHA

OTTOMOTTO LLC; OTTO TRUCKING LLC,

Defendants.

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VIDEOTAPED DEPOSITION OF BRENT SCHWARZ
TUESDAY, AUGUST 15, 2017

Reported by:

Anrae Wimberley

CSR No. 7778

Job No. 2680988

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1 Q. What is his title? 13:45:39

2 A. I think he's a senior engineering director. 13:45:42

3 Q. Do you have any direct reports right now? 13:45:45

4 A. I have two full-time employees. Actually, I 13:45:49

5 think it's going to be four in a couple days. 13:45:52

6 And then I have four or five contractors. 13:45:59

7 Q. Who did you report to when you first became 13:46:03

8 an Uber employee? 13:46:05

9 A. Lior Ron. 13:46:06

10 Q. And did you have any direct reports at that 13:46:08

11 time? 13:46:09

12 A. No. 13:46:09

13 Q. So now focusing on the second of the three 13:46:14

14 areas you identified, a difference between your job 13:46:17

15 now versus your job when you were at Ottomotto. 13:46:20

16 So that would be Otto Trucking; correct? 13:46:37

17 A. Otto Trucking was the second entity I 13:46:40

18 mentioned, yes. 13:46:41

19 Q. Yes. So can you elaborate on your -- on your 13:46:43

20 work for Otto Trucking? 13:46:47

21 A. My role is to make sure that every resource 13:46:52

22 that Otto Trucking consumes it pays for. 13:46:58

23 Q. And how does Otto Trucking pay for resources 13:47:03

24 it consumes? 13:47:05

25 A. I -- Uber, UTI, will send me an invoice and I 13:47:10

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1 A. I do, with help from Kong Basile. 14:02:47

2 Q. Who is Kong Basile? 14:02:48

3 A. They're the accounting firm I mentioned 14:02:50

4 before. 14:02:51

5 [REDACTED] [REDACTED]

6 [REDACTED] [REDACTED]

7 [REDACTED] [REDACTED]

8 [REDACTED] [REDACTED]

9 [REDACTED] 14:03:07

10 A. It varies, depending on where they are in the 14:03:10

11 project. [REDACTED] [REDACTED]

12 [REDACTED] [REDACTED]

13 [REDACTED] [REDACTED]

14 [REDACTED] 14:03:20

15 But it fluctuates month to month. 14:03:24

16 [REDACTED] [REDACTED]

17 [REDACTED] [REDACTED]

18 [REDACTED] 14:03:36

19 MS. DEARBORN: Object to the form. 14:03:38

20 MS. VU: Join. 14:03:43

21 THE WITNESS: I could name off a bunch of names. 14:03:47

22 I wouldn't be able to come up with a complete list. 14:03:51

23 Do you want me to just start naming names? 14:03:54

24 BY MR. JUDAH: 14:03:54

25 Q. Yeah. If you could just identify as many as 14:03:57

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1 you can that you're aware of [REDACTED] [REDACTED]
[REDACTED], let's say any time in the last -- 14:04:03
3 [REDACTED] [REDACTED]
[REDACTED]
[REDACTED] 14:04:12
6 Q. Okay.
7 A. So I think that's an important distinction. 14:04:14
8 I know it's accounting anal, but the money flow is 14:04:19
9 important. 14:04:20
10 Q. Understood. To reask my question, to be more 14:04:23
11 precise.
12 [REDACTED] [REDACTED]
[REDACTED]
[REDACTED]
[REDACTED] 14:04:40
16 MS. DEARBORN: Object to the form. 14:04:41
17 MS. VU: Join. 14:04:42
18 THE WITNESS: I think I'm going to reframe your 14:04:45
19 question. [REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED] 14:05:20

1 [REDACTED] 14:06:59

2 BY MR. JUDAH: 14:06:59

3 Q. If you wanted to get a complete list of 14:07:07

4 employees that were -- let me ask that again. 14:07:12

5 [REDACTED] [REDACTED]

6 [REDACTED] [REDACTED]

7 [REDACTED] [REDACTED]

8 [REDACTED] 14:07:24

9 MS. DEARBORN: Object to the form. 14:07:25

10 MS. VU: Join. 14:07:26

11 THE WITNESS: Workday. 14:07:28

12 BY MR. JUDAH: 14:07:28

13 Q. I'm sorry? 14:07:29

14 A. Workday. 14:07:29

15 Q. What's that? 14:07:30

16 A. It's an internal tool that employees use to 14:07:34

17 know what org chart and cost center they're associated 14:07:38

18 to. 14:07:38

19 Q. Is that something you would, like, log on to? 14:07:44

20 A. Um-hum. 14:07:45

21 Q. So if you went back to your office, logged on 14:07:48

22 to Workday, what exactly would you do next in order to 14:07:52

23 call up the information of [REDACTED] [REDACTED]

24 [REDACTED] [REDACTED]

25 [REDACTED] 14:08:05

1 MS. VU: Object to the form. 14:08:06

2 MS. DEARBORN: Join. 14:08:07

3 THE WITNESS: I would go to Workday, I would drill 14:08:12

4 down into UATG, [REDACTED] [REDACTED]

5 [REDACTED] 14:08:20

6 The names in there change. I haven't looked 14:08:22

7 at it recently. My name could be in there. I -- like 14:08:26

8 I said, I haven't looked recently. 14:08:28

9 BY MR. JUDAH: 14:08:28

10 Q. Who makes the decision as to who is assigned 14:08:31

11 to the Otto Trucking project? 14:08:34

12 A. I believe it was [REDACTED] [REDACTED]

13 [REDACTED] 14:08:42

14 I'm supposed to work with him in the next 14:08:45

15 couple of weeks -- I have to get through this week -- 14:08:48

16 to revisit that and make sure that he's doing it 14:08:52

17 correctly. 14:08:53

18 [REDACTED] [REDACTED]

19 [REDACTED]

20 [REDACTED] 14:09:08

21 MS. DEARBORN: Object to the form. 14:09:09

22 MS. VU: Object to the form. 14:09:11

23 MS. DEARBORN: Join. 14:09:12

24 [REDACTED] 14:09:13

25 BY MR. JUDAH: 14:09:13

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1	[REDACTED]	14:09:15
2	Sing up.	
3	[REDACTED]	[REDACTED]
4	[REDACTED]	[REDACTED]
5	[REDACTED]	[REDACTED]
6	[REDACTED]	[REDACTED]
7	[REDACTED]	[REDACTED]
8	[REDACTED]	[REDACTED]
9	[REDACTED]	[REDACTED]
10	[REDACTED]	[REDACTED]
11	[REDACTED]	[REDACTED]
12	[REDACTED]	[REDACTED]
13	Q. So you identified one of the cost centers	14:09:58
14	being the cost of the employees.	14:10:09
15	[REDACTED]	
16	[REDACTED]	14:10:19
17	MS. DEARBORN: Object to the form.	14:10:19
18	MS. VU: Join.	14:10:20
19	THE WITNESS: [REDACTED]	
20	[REDACTED]	14:10:25
21	BY MR. JUDAH:	14:10:25
22	[REDACTED]	[REDACTED]
23	[REDACTED]	[REDACTED]
24	[REDACTED]	[REDACTED]
25	[REDACTED]	14:10:44

1

[REDACTED]

[REDACTED]

2

[REDACTED]

[REDACTED]

3

[REDACTED]

[REDACTED]

4

[REDACTED]

[REDACTED]

5

[REDACTED]

14:11:01

6

MS. DEARBORN: Object to the form.

14:11:04

7

MS. VU: Join.

14:11:08

8

[REDACTED]

[REDACTED]

9

[REDACTED]

[REDACTED]

10

[REDACTED]

[REDACTED]

11

[REDACTED]

[REDACTED]

12

[REDACTED]

14:11:28

13

So I can't answer the question because I

14:11:30

14

haven't done the analysis.

14:11:32

15

BY MR. JUDAH:

14:11:32

16

[REDACTED]

[REDACTED]

17

[REDACTED]

[REDACTED]

18

[REDACTED]

[REDACTED]

19

[REDACTED]

20

[REDACTED]

[REDACTED]

21

[REDACTED]

[REDACTED]

22

[REDACTED]

[REDACTED]

23

[REDACTED]

[REDACTED]

24

[REDACTED]

[REDACTED]

25

[REDACTED]

14:12:08